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4 (N. Y.). The plaintiff while smoking upon front platform of a Broadway car was injured. The company claims immunity from liability upon the ground that there was a notice inside the car prohibiting passengers from standing on platform. Held that the rule "Smoking on closed cars is prohibited, except upon the front platform," modifies such notice and operates, in case of injury to a passenger smoking upon the platform, as a waiver of immunity from liability, conferred by General Railroad Act of 1850.

Tug Boats—Collision—Rodgers v. Adriatic Fire Ins. Co., 69 Federal Reporter, 157. Both tugs are held liable for damages in a collision resulting in sinking of a tow, when both were inattentive in regard to signals and failed to keep a permanent look-out while going in opposite directions in Long Island Sound. The Assurance Co. holding the liability on the sunken tow can recover from both, as each was equally at fault.